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9 #####

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SAN DIEGO**

12 #####,

13 Plaintiff,

14 vs.

15 #####,

16 Defendants.

Case No: #####

17 **PLAINTIFF #####'S**
18 **REQUEST FOR PRODUCTION OF**
19 **DOCUMENTS, SET NO. ONE TO**
20 **#####**

Assigned To: Hon. #####
Dept : ###

Complaint Filed on: #####

21 **PROPOUNDING PARTY: PLAINTIFF, #####**

22 **RESPONDING PARTY: DEFENDANT, #####**

23 **SET NO.: ONE**

24
25 Plaintiff #####, hereby requests that ##### responds to his First
26 Request for Production of Documents as follows:

1 **PRELIMINARY STATEMENT**

2 Pursuant to California *Code of Civil Procedure* Section 2031.010 et seq., you
3 are required to serve a response, consisting of either a statement that you will comply
4 with this request or a statement that you lack the ability to comply with the request. If
5 an objection is made to only part of an item or category of items requested by this
6 request, your response to that item or category shall contain a statement of
7 compliance, or representation of inability to comply, with respect to the remainder of
8 that item or category.

9 A statement that you will comply with this request shall state that the production
10 and inspections will be allowed either in the category of documents that are in your
11 possession, custody or control, and to which no objection is being made.

12 A representation of inability to comply with the requested production of any
13 particular item or category of items demanded shall confirm that a diligent search and a
14 reasonable inquiry has been made in an effort to comply with the request. The
15 statement shall also specify whether the inability to comply is because a particular item
16 or category of items (a) has never existed, (b) has been destroyed, (c) has been lost,
17 misplaced, or stolen, or (d) has never been, or is no longer in your possession, custody
18 or control, as well as stating the name and address of any natural person or
19 organization known or believed by you to have possession, custody or control of that
20 item or category of items.

21 You are to produce each document requested herein within 35 days after
22 service of this demand by mail, with an indication of the particular paragraph or
23 subparagraph of this request to which the documents is responsive. Documents shall
24 be produced at Daniels Law, 15021 Ventura Blvd. #883, Sherman Oaks, CA 91403. All
25 electronic data shall be produced in electronic form readable by Microsoft Windows
26 based personal computing equipment.

27 In the event that any claim of immunity from discovery or privilege from
28 production is made, identify each document which is withheld by specifying its author,
addressee, recipient, date, persons to whom copies were furnished, subject matter,

1 type (e.g., letter, memo, etc.) and specify the precise grounds upon which the immunity
2 of privilege is claimed.

3 The use of a verb in any tense shall be construed as the use of the verb in all
4 other tenses and singular form shall be deemed to include the plural and vice versa.

5 The items demanded to be produced are believed to be in your custody, control
6 or possession, are non-privileged and relevant to the subject matter of this action or
7 are reasonable calculated to lead to the discovery of admissible evidence.

8 The answers to these requests must be verified, dated and signed.

9 **DEFINITIONS FOR USE IN THE BELOW REQUESTS FOR PRODUCTION**

- 10 1. "DOCUMENTS" means a writing, as defined in Evidence Code § 250, and
11 includes all written, graphic matter, handwriting, typewriting, audio or video tape
12 recordings, however produced or reproduced, of every kind and description,
13 including but not limited to, the original and each copy thereof, which is non-
14 identical by reason of any mark, change, or other cause or reason whatsoever,
15 of all correspondence, records, reports, memoranda, notes, telegrams, telexes,
16 facsimiles, e-mails, messages and message books, telephone logs, memoranda
17 of telephone conversations, publications, books, brochures, booklets, manuals,
18 flyers, leaflets, contracts, memoranda of agreement, books of account, ledgers,
19 journals, working papers, records or summaries of personal interviews or
20 conversations, appointment calendars, diaries, receipts, invoices, billing
21 statements, microfilm, microfiche, files, tapes, magnetic tapes, discs, drives,
22 data cards, films, data processing files and all other computer-readable records
23 or programs, including any and all drafts or no identical copies thereof.

24 DOCUMENTS in the form of any magnetic tapes, discs, drives, data, cards, data
25 processing files and other computer-readable records or programs must be
26 produced in reasonably usable form (e.g., by printing or "downloading" such
27 documents onto paper). In addition, such DOCUMENTS must also be produced
28 in their computer-readable format (e.g., on CD or DVD).

2. The terms "YOU" or "YOUR" as used herein shall mean #####.

1 3. COMMUNICATION(S) refer to the transmittal of information, including facts,
2 ideas, inquiries or otherwise, including oral statements, letters, memos, e-mails,
3 texts, and notes of conversations, whether handwritten or transmitted by
4 telephone, other personal or business devices, facsimile, computer, or any other
5 means.

6 **DOCUMENT REQUESTS**

7 The following DOCUMENTS or tangible things shall be produced:

8 **DEMAND FOR PRODUCTION NO. 1:**

9 The complete underwriting file for ##### Policy # #####, including
10 all notes, diaries, electronic mails, COMMUNICATIONS or DOCUMENTS of any kind,
11 folders and notations.

12 **DEMAND FOR PRODUCTION NO. 2:**

13 The complete transfer of coverage file for ##### Policy # #####,
14 including all notes, diaries, electronic mails, COMMUNICATIONS or DOCUMENTS of
15 any kind, folders and notations.

16 **DEMAND FOR PRODUCTION NO. 3:**

17 The complete underwriting file for ##### Policy # #####, including
18 all notes, diaries, electronic mails, COMMUNICATIONS or DOCUMENTS of any kind,
19 folders and notations.

20 **DEMAND FOR PRODUCTION NO. 4:**

21 The complete claims file for ##### claims for insurance benefits from 2017
22 to the present under ##### Policy # ##### including all notes, diaries,
23 electronic mails, COMMUNICATIONS or DOCUMENTS of any kind, folders and
24 notations.

25 **DEMAND FOR PRODUCTION NO. 5:**

26 A complete copy of YOUR claims handling manual as utilized by YOU from
27 2017 to the present.

1 **DEMAND FOR PRODUCTION NO. 5:**

2 A complete copy of YOUR underwriting manual as utilized by YOU from 2017 to
3 the present.

4 DATED: DANIELS LAW

5
6
7 By: _____
8 William A. Daniels, Esq.
9 Attorneys for Plaintiff
10 #####